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5 UNITED STATES DISTRICT COURT  
6 DISTRICT OF NEVADA

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8 UNITED STATES OF AMERICA, )  
9 Plaintiff, ) 3:09-CV-00314-LRH-WGC  
10 v. )  
11 THE STATE OF NEVADA, and THE )  
12 OFFICE OF THE STATE CONTROLLER, )  
13 Defendants. )  
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14 Before the court are the United States' Motion to Exclude Defendants' Expert and Expert  
15 Report (#128), and Defendant's opposition (#135). The evidence in question is pertinent only to  
16 relief. Given the court's order bifurcating the trial, the motion is granted insofar as it seeks to  
17 exclude such evidence during the jury phase on liability. Otherwise, the motion is denied without  
18 prejudice to any objections that may be raised during the bench trial on relief.

19 IT IS THEREFORE ORDERED that the United States' Motion to Exclude Defendants'  
20 Expert and Expert Report (#128) is GRANTED in part and DENIED in part.

21 IT IS SO ORDERED.

22 DATED this 1st day of May, 2012.



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25 LARRY R. HICKS  
26 UNITED STATES DISTRICT JUDGE